

UNITED STATES DISTRICT COURT
DISTRICT OF SOUTH DAKOTA
SOUTHERN DIVISION

FILED

OCT 04 2012

[Signature]
CLERK

UNITED STATES OF AMERICA,

Plaintiff,

vs.

MARTIN RIOS, JR.,

Defendant.

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CR 12-40072

ORDER

Pending before the Court is the Defendant's Plea Agreement, Factual Basis Statement, and Supplement to Plea Agreement. A hearing to take the plea was held before the Magistrate Judge on September 12, 2012, and Judge Simko issued a Report and Recommendation accepting the plea, and recommending to this Court that the Defendant be adjudged guilty as charged in the Indictment which charges him with Possession of Firearm by Prohibited Person in violation of 18 U.S.C. § 922(g)(1). After a careful review of the file, and the time for objections having expired,

IT IS ORDERED:

1. That the Magistrate Judge's Report and Recommendation is ADOPTED by the Court, and the Defendant Martin Rios, Jr., is adjudged guilty.

Dated this 4th day of October, 2012.

BY THE COURT:

[Signature]
Lawrence L. Piersol
United States District Judge

ATTEST:
JOSEPH HAAS, CLERK

BY: *[Signature]*
DEPUTY